

**BOARD OF SUPERVISORS**

*Brown County*



305 E. WALNUT STREET  
P. O. BOX 23600  
GREEN BAY, WISCONSIN 54305-3600  
PHONE (920) 448-4015 FAX (920) 448-6221

**LAND CONSERVATION SUBCOMMITTEE**

Norbert Dantine, Jr., Chair  
Dave Kaster, Vice Chair  
Bernie Erickson, Dave Landwehr, Tom Sieber, Norb Vande Hei

**LAND CONSERVATION SUBCOMMITTEE**

**Monday, September 23, 2013  
6:00 p.m. (PD&T to Follow)  
Room 161, UW Extension  
1150 Bellevue Street**

**NOTICE IS HEREBY GIVEN THAT THE COMMITTEE MAY TAKE ACTION ON  
ANY ITEMS LISTED ON THE AGENDA**

- I. Call Meeting to Order.
- II. Approve/Modify Agenda.
- III. Approve/modify minutes of Land Conservation Subcommittee of August 26, 2013.

**Comments from the Public**

1. Budget Status Financial Report for July 31, 2013.
2. Variance request – Rick Loppnow.
3. Owners Claim for Damages to Animals – Anthony Rueden.
4. Director's Report.
5. Such other matters as authorized by law.
  - a. Discussion regarding setting the date for the Land Con Budget Meeting.
6. Adjourn.

Norb Dantine, Jr., Chair

Notice is hereby given that action by the Committee may be taken on any of the items which are described or listed in this agenda. Please take notice that it is possible additional members of the Board of Supervisors may attend this meeting, resulting in a majority or quorum of the Board of Supervisors. This may constitute a meeting of the Board of Supervisors for purposes of discussion and information gathering relative to this agenda.

**PROCEEDINGS OF THE BROWN COUNTY  
LAND CONSERVATION SUBCOMMITTEE**

Pursuant to Section 18.94 Wis. Stats., a regular meeting of the **Brown County Land Conservation Subcommittee** was held on Monday, August 26, 2013 in Room 161, UW Extension, 1150 Bellevue Street

---

**Present:** Chair Norb Dantine, Supervisor Bernie Erickson, Supervisor Tom Sieber, Supervisor Dave Landwehr, Supervisor Dave Kaster, Norb Van De Hei

**Excused:** -

**Also Present:** Director Jim Jolly, Director Jon Bechle, Executive Streckenbach, and other interested parties

---

**I. Call Meeting to Order**

The meeting was called to order by Chairman Norb Dantine at 6:00 p.m.

**II. Approve/Modify Agenda.**

**Motion made by Supervisor Dave Kaster, seconded by Norb Van De Hei to approve. Vote taken. MOTION CARRIED UNANIMOUSLY.**

**III. Approve/modify minutes of Land Conversation Subcommittee of July 22, 2013.**

There was a minor supervisor name correction made to last month's minutes on motion Item II to approve.

**Motion made by Supervisor Dave Landwehr, seconded by Supervisor Tom Sieber to approve. Vote taken. MOTION CARRIED UNANIMOUSLY.**

**Comments from the Public: None**

**1. Budget Status Financial Report for June, 2013.**

Director Jolly shared there wasn't much to report other than they are doing very well; tracking almost identical to last year's percentage.

**Motion made by Supervisor Sieber, seconded by Van De Hei to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY.**

**2. Wildlife Damage Program Update.**

Land and Water Conservation Director, Jon Bechle announced with September coming up, hunting season is right around the corner, which is a big part of the program. Farmers who participate in open areas have to meet a certain requirement. A lot of questions are coming in in regards to that. The Parks Office is putting out a publication for hunting properties for hunters.

III

Early Goose season is the first hunting season to open up that pertains to the Damage Program. The program covers Geese, Turkeys, Deer, Bears, Wolves... they don't have too much interest in Bears and Wolves, but more interest in Geese, Deer, and Turkey. The hunting season opens September 1-15. September 16 is the regular Goose hunting season start day and runs through December 21. On September 14, Deer archery season opens, as well as the gun season and will take place and go into the end of January.

Shared were several calls from farmers about Sandhill Cranes and the damage they create. Farmers in Manitowoc area have had an influx of these Cranes in their area, and areas around Brown County towards the bay area have a good population as well. These Cranes are not in the Damage Program due to the fact that they are not in the hunted species group, but there have been debates and discussions about adding these Cranes. The farmers seeing these damages from these Cranes can do something about it, but compensation for damage is not optional. He's been documenting the complaints and calls.

There is going to be a State-Wide Deer Donation Program that will be coordinated by Brown County and Paul's Pantry. Deer or packaged meet can be donated to the pantry.

Supervisor Bernie Erickson asked about the Urban Kill land area and if it would interfere with the potential development of the Cardinal Project and/or the demolition of the old mental health center. Bechle said the areas that are approved are further away from the building. But there's always been an understanding that hunting authorization is given to specific hunters on cites. Hunters are informed of areas that may have conflict. Erickson expressed his concerns for the workers on cite, and Bechle shared there is that concern, but once the work starts, the hunters will keep their distance.

Chair Norb Dantine asked Bechle if they were working with the Parks Department, because there were concerns about a certain area. Bechle said not in particular. The Parks have their own particular areas to expand their hunting opportunities.

**Motion made by Supervisor Bernie Erickson, seconded by Supervisor Kaster to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY.**

**3. Director's Report.**

Director Jolly updated the committee about the Barkhausen Project; there was a contribution of \$75,000 from the Packer Donation Ceremony last week.

Jolly reminded the committee about the rejected bid a while back, it worked; they saved \$24,000 because of that action.

There are two new cables in the County, so they are up to 20. They are rapidly approaching 50% of the operating land base in the County.

III

Negotiations are pretty much final with the contribution agreement within the NRCS for the working lands initiative position. He will bring this to the committee some point in the future for budget action. They are just pending approval.

The farm demonstration network is still on-going and looking very good. There is approval from Washington, and they're going to give up to \$1 million for the project. They have approached a couple farmers with interest; two farms in Outagamie, and two in Brown. They need a 25% match from the Great Lakes Commission to make this happen.

Executive Streckenbach shared some visions of their test pilot on the grazing process. Land prices are very high to make this model work. It's a small, but growing for organic produce. Something they vision is seeing some kind of labeling to signify the produce was grown on a Prosperous-free land.

Jolly recalled the motion made a while back to extend the Land and Water Plan, The Five Year Plan, that extension was approved by the state, they are good through the end of 2016.

**Motion made by Supervisor Kaster, seconded by Supervisor Landwehr to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY.**

4. **Such other matters as authorized by law. None**
5. **Adjourn.**

**Motion made by Supervisor Sieber, seconded by Supervisor Landwehr to adjourn at 6:20 p.m. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Respectfully submitted,

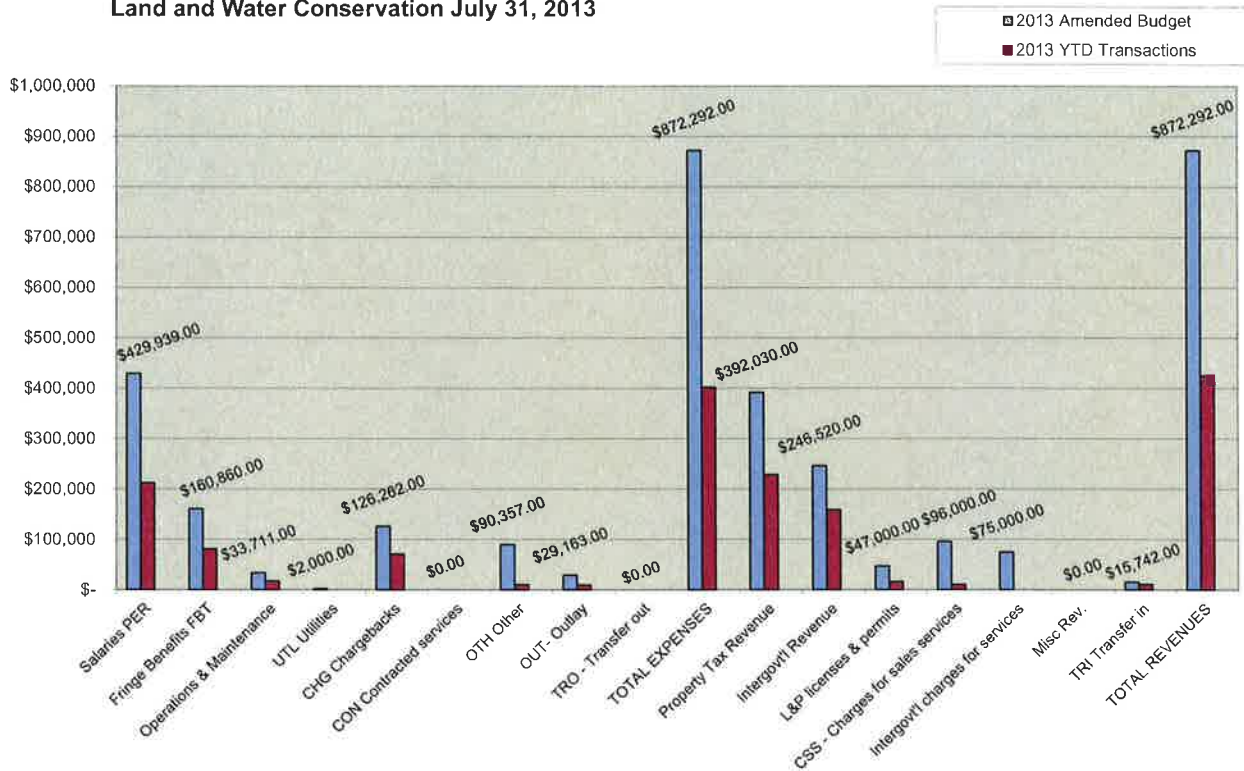
Blaire Xiong  
Recording Secretary

III

**Brown County Land & Water Conservation  
Budget Status Report  
July 31, 2013**

|                                   | <u>2013 Amended<br/>Budget</u> | <u>2013 YTD<br/>Transactions</u> |                                   | <u>2012 Amended<br/>Budget</u> | <u>2012 YTD<br/>Transactions</u> |
|-----------------------------------|--------------------------------|----------------------------------|-----------------------------------|--------------------------------|----------------------------------|
| Salaries PER                      | \$429,939.00                   | \$212,516.34                     | Salaries PER                      | \$464,816.00                   | \$253,667.55                     |
| Fringe Benefits FBT               | \$160,860.00                   | \$81,506.58                      | Fringe Benefits FBT               | \$205,680.00                   | \$103,395.30                     |
| Operations & Maintenance          | \$33,711.00                    | \$17,279.95                      | Operations & Maintenance          | \$27,919.00                    | \$18,372.53                      |
| UTL Utilities                     | \$2,000.00                     | \$0.00                           | UTL Utilities                     | \$0.00                         | \$0.00                           |
| CHG Chargebacks                   | \$126,262.00                   | \$70,949.15                      | CHG Chargebacks                   | \$121,444.00                   | \$69,149.32                      |
| CON Contracted services           | \$0.00                         | \$0.00                           | CON Contracted services           | \$0.00                         | \$0.00                           |
| OTH Other                         | \$90,357.00                    | \$10,190.47                      | OTH Other                         | \$110,242.00                   | \$8,801.23                       |
| OUT- Outlay                       | \$29,163.00                    | \$9,995.00                       | OUT- Outlay                       | \$0.00                         | \$0.00                           |
| TRO - Transfer out                | \$0.00                         | \$0.00                           | TRO - Transfer out                | \$0.00                         | \$0.00                           |
| <b>TOTAL EXPENSES</b>             | <b>\$872,292.00</b>            | <b>\$402,437.49</b>              | <b>TOTAL EXPENSES</b>             | <b>\$930,101.00</b>            | <b>\$453,385.93</b>              |
| Property Tax Revenue              | \$392,030.00                   | \$228,684.19                     | Property Tax Revenue              | \$526,321.00                   | \$307,020.56                     |
| Intergov't'l Revenue              | \$246,520.00                   | \$159,138.30                     | Intergov't'l Revenue              | \$248,483.00                   | \$140,279.45                     |
| L&P licenses & permits            | \$47,000.00                    | \$16,202.00                      | L&P licenses & permits            | \$50,957.00                    | \$10,900.00                      |
| CSS - Charges for sales services  | \$96,000.00                    | \$10,360.37                      | CSS - Charges for sales services  | \$96,000.00                    | \$14,650.91                      |
| Intergov't'l charges for services | \$75,000.00                    | \$0.00                           | Intergov't'l charges for services | \$0.00                         | \$0.00                           |
| Misc Rev.                         | \$0.00                         | \$250.00                         | Misc Rev.                         | \$0.00                         | \$0.00                           |
| TRI Transfer in                   | \$15,742.00                    | \$11,007.00                      | TRI Transfer in                   | \$9,218.00                     | \$3,456.00                       |
| <b>TOTAL REVENUES</b>             | <b>\$872,292.00</b>            | <b>\$425,641.86</b>              | <b>TOTAL REVENUES</b>             | <b>\$930,979.00</b>            | <b>\$476,306.92</b>              |

**Land and Water Conservation July 31, 2013**



## LAND AND WATER CONSERVATION

# Brown County

1150 BELLEVUE ST.  
GREEN BAY, WI 54302

JIM JOLLY

PHONE (920) 391-4620 FAX (920) 391-4617 WEB: [www.co.brown.wi.us](http://www.co.brown.wi.us)

COUNTY CONSERVATIONIST

DAVID WETENKAMP

PHONE (920) 391-4639 FAX (920) 391-4617 EMAIL: [wetenkamp\\_dl@co.brown.wi.us](mailto:wetenkamp_dl@co.brown.wi.us)

ENGR TECHNICIAN

### Glenmore Town Board & Planning Commission,

This letter is to inform the Town of Glenmore about Rick Loppnow's intent on constructing (3) animal housing facilities/feedlots on parcel GL-541-1. The proposed structures are located on the attached map and are as follows: Calf Barn 30' x 30'; Dry Cow Barn 30' x 65'; Heifer Barn 50' x 150'. The feedlot structures are being designed and built by a retained third party. The process will be inspected by Brown County Land & Water Conservation Department in meeting Brown County Ordinance requirements.

These feedlot structures fall under jurisdiction of Chapter 26 of the Brown County Administrative Code and is titled the, "Brown County Animal Waste Management Ordinance". This ordinance requires a variance to build feedlots located within 100 feet from all adjoining property owners. Two structures meet the required setback and do not require a variance. The Calf Barn building is located within the required 100' setback and will require a variance from the Brown County Land Conservation Committee before construction can proceed. The proposed feedlot structures will be built using typical post & beam construction with steel roof/siding and 5" thick (min) concrete alleys for all animal and equipment traffic. Agri-Partners are being retained to develop an updated nutrient management plan to Brown County LWCD and Mr. Loppnow has requested a setback variance from the Brown County Land Conservation Committee meeting scheduled for September 23<sup>rd</sup>, 2013. At this time the Loppnow Farm is in substantial compliance with meeting Brown County Animal Waste Ordinance requirements and will be requesting a feedlot permit with this proposed project. Full compliance consists of delivering a certified nutrient management plan to Brown County LWCD with updated animal numbers for the farm and structural plans/drawings for the proposed structures.

A copy of the ordinance is being sent along with a plan view of the proposed structures. Mr. Loppnow has communicated with Brown County that he has informed the Town of Glenmore about permits and town ordinance requirements.

Brown County does not endorse or assume responsibility for the use or misuse of these structures in the future regarding odor, noise, management, maintenance or safety liabilities.

Sincerely,  
David Wetenkamp  
Brown County LWCD



2

# LOPPNOW FARM



MIKE ZIRBEL  
RICK LOPPNOW

855.56' S/L

100' PROPERTY SETBACK

MIKE ZIRBEL  
RICK LOPPNOW

548.00'

CALF  
BARN

DRY COW  
BARN

HEIFER BARN

GL-541-1  
117972.30  
9.092 AC

660'

1 inch = 100 feet

STATE OF WISCONSIN                         }  
  } ss.  
BROWN COUNTY                         }



5. Based on these observations I make claim for the injury or death of said animal(s) caused by the dog(s) in the amount of:<sup>1</sup> ~~200.00~~

6. The fair market value of the animal(s) is: \$ 200.00

7. The actual damages are: \$ dead

8. I have paid the current dog tax on all dogs owned by me. NO dog

9. I therefore make claim for damages in the amount of \$ 200.00

(the lesser amount of the fair market value or the actual damages).

Owner's Signature and Address

Anthony Reeder  
Anthony Reeder  
2661 SO PINE  
DE PERE WIS

Subscribed and sworn to before me this 5 day of September 2013.

[Signature]  
Notary Public

State of WI

My Commission expires: 6/15/2014

<sup>1</sup> If an animal is/are injured, the amount claimed is the actual damages or the fair market value of the animal(s), whichever is less. If an animal(s) is/are killed, the amount claimed is the fair market value of the animal(s). "Fair market value" means the price that a seller is willing to accept and a buyer is willing to pay on the open market and in an arm's length transaction. "Arm's length" means dealings between two people who are not related or not on close terms and who are presumed to have roughly equally bargaining power. The amount of the damages claimed is the amount of the veterinary bills, not the fair market value of the dog.

X

**AFFIDAVIT OF INVESTIGATING COMMITTEE**

STATE OF WISCONSIN

}  
} ss.

BROWN COUNTY

We, Gary L. Smith

being individually first duly sworn on oath depose and say that:

1. We have diligently investigated the claim of Constable  
Call for damages, as  
shown in his/her/their attached affidavit, to ascertain and determine whether, in fact, said  
damages were suffered and said damages were caused by a dog or dogs.

2. Our investigation report is: (as follows) (attached) (circle one):  
Call was killed by dog  
owner of dog unknown  
photos by police dept



3. Based on our investigation, we find that the claimed damages were suffered and the  
claimed damages were caused by a dog or dogs.

4. We further find that the fair market value of said animal(s) at the time of injury or death  
is \$ 200.

Explain how the fair market value was determined: Market Value

5. The actual damages suffered are \$ ~~\*~~ 200.

Explain how the actual damages were determined: killed by dogs

6. Therefore, we certify the claim for \$ ~~\*~~ 200, the lesser of  
the fair market value and the actual damages.

Investigating Committee  
(Supervisors, Board or Committee.)

Gary Smith Constable

Subscribed and sworn to before me this 5<sup>th</sup> day of September.

Mary Ruth Smith

Notary Public MARY RUTH SMITH

State of WISCONSIN

My Commission expires: 4-5-2015

RUEDEN, ANTHONY  
8.30-13

